

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

267

CWP-27060-2022

Date of decision: 28.02.2023

DAVINDER PAL SINGH

.....Petitioner

VERSUS

STATE OF HARYANA AND OTHERS

.....Respondents

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present:- Mr. Jasdev Singh Mehndiratta, Advocate
for the petitioner.

Mr. Vivek Chauhan, Addl. A.G. Haryana.

Mr. Puneet Jindal, Senior Advocate with
Ms. Navroop Jawanda, Advocate
for respondent No.2.

Mr. Vaibhav Goel, Advocate
for respondent No.3.

VINOD S. BHARDWAJ, J. (Oral)

The instant petition has been filed under Articles 226/227 of the Constitution of India for issuance of direction to the respondents No.2 and 3 to forthwith transfer the electricity connection of house bearing No. C-3082-A, Greenfields Colony, Faridabad in name of the petitioner.

The petitioner, who is owner of House No. C-3082-A, in Greenfields Colony is aggrieved of the respondents not updating his name in its record as the holder of electricity connection. Petitioner contacted respondent No.3 for the said transfer of which a demand of Rs. 30,000/- was raised. The same was deposited vide D.D. No. 077393 dated 04.03.2022 in favour of respondent No.3. Thereafter, an additional demand of Rs. 2, 24,200/- was raised by respondent No.3,

without assigning any valid reason or right.

Pursuant to notice, a written statement was filed by respondent No.2-Distribution licensee. It is averred that no amount has been remitted to it and that there is an *inter se* dispute between respondent No.2 & respondent No.3 qua the amount to be paid by them to it.

Counsel further submits that the licensee has no objection to transfer of electricity connection in the name of petitioner on deposit of Rs. 30,000/- and without prejudice to its other claim against respondent No.3 and/or outcome of pending dispute between them.

Counsel for the respondent No.3 also has no objection to transfer of electricity connection in the name of petitioner without prejudice.

Counsel for the petitioner submits that he is willing to deposit the above demand of Rs. 30,000/- with respondent No.2 without prejudice to his rights to claim refund from respondent No.3 and *inter se* rights of respondents, within a period of 02 weeks of the receipt of a certified copy of this order.

Learned Senior counsel appearing for respondent No.2 undertakes that in the event of the aforesaid amount being deposited within a period of two weeks, appropriate change of name in favour of petitioner shall be carried out in the records of the respondent No.2-distribution licensee within a period of four weeks thereafter.

The present petition is accordingly disposed of with liberty to the petitioner to deposit a sum of Rs. 30,000/- with respondent No.2 for transfer of electricity connection of H.No. C-3082-A, Greenfields

Colony in his favour within a period of 02 weeks of receipt of a copy of this order whereupon respondent No.2 shall carry out the change in its records within 04 weeks, without prejudice to their *inter se* rights & claims.

(VINOD S. BHARDWAJ)
JUDGE

FEBRUARY 28, 2023

Vishal sharma

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No